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13 **UNITED STATES DISTRICT COURT**

14 **NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

15 CLRB HANSON INDUSTRIES, LLC d/b/a
16 INDUSTRIAL PRINTING, and HOWARD
17 STERN, on behalf of themselves and all others
18 similarly situated,

19 Plaintiffs,

20 v.

21 GOOGLE, INC.,

22 Defendant.

CASE NO. C O5-03649 JW

**GOOGLE INC.'S NOTICE OF
ADMINISTRATIVE MOTION AND
MOTION FOR LEAVE TO FILE
DOCUMENTS UNDER SEAL**

Date: June 11, 2007
Time: 9:00 a.m.
Dept.: Courtroom 8
Judge: Honorable James Ware

MEMORANDUM OF POINTS AND AUTHORITIES

I. INTRODUCTION

Pursuant to Federal Rule of Civil Procedure 26(c), Civil Local Rules 7-11, and 79-5, defendant Google Inc. (“Google”) makes this Miscellaneous Administrative Request for an Order allowing Google to file under seal certain documents filed in connection with Google’s Supplemental Brief in Support of Summary Judgment Motion.

Specifically, Google requests that the Court file the following documents set forth below under seal:

- 1. GOOGLE INC.’S SUPPLEMENTAL BRIEF IN SUPPORT OF SUMMARY JUDGMENT MOTION**
- 2. SUPPLEMENTAL DECLARATION OF M. CHRISTOPHER JHANG IN SUPPORT OF GOOGLE INC.’S SUPPLEMENTAL BRIEF IN SUPPORT OF SUMMARY JUDGMENT MOTION (INCLUDING EXHIBITS A-D)**

Good cause exists justifying the filing of the above pleadings and exhibits under seal because these pleadings and exhibits contain, discuss, or refer to Google’s trade secret and/or confidential competitive and business information. Google’s Supplemental Brief and the supporting declaration contain, discuss, or refer to specific trade secret and/or confidential competitive and business information of Google. In addition, Exhibits A-D of the Supplemental Jhang Declaration also contain, discuss, or refer to Google’s trade secret and/or confidential competitive and business information. Accordingly, Google could be irreparably harmed if such trade secret and/or confidential information is made available to the public.

II. ARGUMENT

A. Good Cause Exists to Protect Google’s Trade Secret and/or Confidential Business and Competitive Information.

Upon a showing of good cause, a court may make any order that justice requires to protect a party, including an order “that a trade secret or other confidential research, development, or commercial information not be revealed or be revealed only in a designated way.” FED. R. CIV. P. 26(c)(7). In particular, a court may order that court documents be filed

